

**BOARD OF MEDICAL EXAMINERS**  
**ADVISORY COMMITTEE FOR ACUPUNCTURE**

**MINUTES**

**Date:** September 6, 2005

**Time:** 1:00 P. M., CST

**Location:** Cumberland Room  
Ground Floor, Cordell Hull Building  
425 Fifth Avenue North  
Nashville, TN 37247

**Members Present:** Judi Harrick, Chair  
Marna McKinney, Consumer Member  
Joyce Perkins, ADS

**Members Absent:** Peggy Watson, LAC  
Yeu-Quang Wong, LAC

**Staff Present:** Marsha Arnold, Unit Manager  
Rebecca Brown, Board Administrator  
Jerry Kosten, Regulations Manager  
Robert Kraemer, Advisory Attorney

**Staff Absent:** Rosemarie Otto, Executive Director

A quorum being present, Ms. Harrick called the meeting to order at 1:18 P.M., CST.

**Approval of Minutes**

After reviewing the minutes from the March 29, 2005 meeting as presented Ms. Perkins made a motion to approve. Ms. McKinney seconded the motion. The motion passed unanimously.

**Manager's Report**

Ms. Arnold, Unit Manager, reviewed the report found in the side pocket of their board books with the members present. The activities transpired between March 1, 2005 and August 31, 2005 for the total number of 88 active licensees.

### **Office of General Counsel**

Mr. Kraemer informed the Committee that the Disciplinary Rule went to the rulemaking hearing on April 19, 2004. The Council adopted the rule on May 18, 2004 and the Attorney General signed the rule. The rule became effective on December 8, 2004.

Mr. Kraemer held a discussion on the 2005 Legislation on Public Chapters: 113 – Medical Records release from liability, 118 – Access to Medical Records, 208 – Free Clinic release from liability, and 467- Advertising and Titles.

Mr. Kraemer, also, presented a copy of a rule the Chiropractor Board had submitted for a rulemaking hearing. The rule addressed Clinical Acupuncture. Ms. Harrick asked if the Committee could respond. Mr. Kraemer advised that anyone could write a letter responding to the hearing, however, if a Committee member is responding to make sure their response would not be interpreted as coming from the Committee as a whole. It was also suggested to encourage members of the Acupuncture Association to respond to the rule.

### **Bureau Office**

In the absence of Lisa Tittle of the Bureau Office, Ms. Arnold reviewed a draft of the financial report with the board members. The Advisory Committee has a projected cumulative carryover as of June 30, 2005 of \$22,719.67.

### **Division of Investigations**

We do not have a report at this time.

### **Disciplinary Coordinator**

We do not have a report at this time.

### **Rules**

Mr. Kosten, Regulations Manager, informed the Committee that there were no comments received at the rulemaking hearing concerning Mandatory Criminal Background checks and Continuing Education for Acupuncturists. After the Committee reviewed the rule, Ms. McKinney made a motion to adopt the rule and Ms. Perkins seconded the motion. A roll call vote was taken and the rule passed unanimously.

Mr. Kosten held a discussion with the Committee regarding authorizing a rulemaking hearing for December 21, 2005 concerning screening panels, advertising, the use of titles, and reconsiderations of stay.

After the Committee reviewed the proposed rules, Ms. Perkins made a motion to send the rules to the rulemaking hearing and Ms. McKinney seconded the motion. The motion passed unanimously.

### **File Review and Approval of Applications**

Ms. Harrick made a motion to approve the list of new applications for licensure as presented and Ms. McKinney seconded the motion to ratify. The motion passed unanimously.

### **Noteworthy Information**

There are no new updates at this time to report.

### **Next Meeting**

The next meeting for the Committee has been scheduled for March 28, 2006 in the Cumberland Room on the Ground Floor of the Cordell Hull Building at 1:00P.M., CST

### **Adjournment**

With no further business, Ms. Harrick made a motion to adjourn. Ms. McKinney seconded the motion and the motion carried unanimously. The Committee adjourned at 2:08 P.M., CST.

The Committee ratified the minutes on March 28, 2006.

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Peggy Watson, LAC  
Co-Chair